

Stark County Planning and Zoning Commission Minutes

December 28, 2017
3:00 PM

Chairman Russ Hoff called the meeting of the Stark County Planning and Zoning Commission to order. Chairman Russ Hoff, Scott Decker, Sue Larsen, Jay Elkin, Klayton Oltmanns, Kurt Froelich, and Byron Richard were present, and absent were Daneen Dressler and Duane Grundhauser. Also present were County Planner Steve Josephson, and Nicole Roberts of the Auditor's office.

Sue Larsen moved to approve the minutes from the November 30, 2017 meeting. Klayton Oltmanns seconded. All voted Aye and motion carried.

Chairman Hoff opened the public hearing on a request from **Kay Haag**. The request is for a zoning change from Agriculture to Agricultural Residential on a property located in the NE ¼ of the SE ¼ of Section 12, Township 140, Range 96 containing approximately 40 acres.

Chairman Hoff asked anyone to speak either for or against the zoning for Kay Haag.

Jessie Jalbert, Tammy Jalbert and Steve Binstock all spoke against the zoning change for Kay Haag.

Chairman Hoff closed the public hearing.

Jay Elkin moved to recommend to the Stark County Board of Commissioners the approval for the zoning change for Kay Haag following staff recommendations. Klayton Oltmanns seconded. Roll call vote. All voted Aye and the motion carried.

STAFF RECOMMENDATION: Approval of the proposed rezoning based upon the following finding:

- The proposed rezoning is consistent with the development pattern in the vicinity.

The request is consistent with the following objectives of the Stark County Comprehensive Plan:

- LAND USE-Strive to protect the agricultural integrity of rural areas; and
- LAND USE-Avoid conflicts between land uses.

Chairman Hoff opened the hearing on a request from **Kay Haag**. The request is for a Minor Subdivision Plat for the KSK 2nd Subdivision located in the NE ¼ of the SE ¼ of Section 12, Township 140, Range 96 containing approximately 40 acres.

Chairman Hoff asked anyone to speak either for or against the Minor Subdivision Plat for the KSK 2nd Subdivision for **Kay Haag**.

Jessie Jalbert, Tammy Jalbert and Steve Binstock all spoke against the request for the Minor Subdivision Plat for the KSK 2nd Subdivision for **Kay Haag**.

Chairman Hoff closed the hearing.

Sue Larsen moved to recommend to the Stark County Board of Commissioners the approval for the Minor Subdivision Plat for the KSK 2nd Subdivision located in the NE ¼ of the SE ¼ of Section 12, Township 140, Range 96 containing approximately 40 acres following the staff recommendations:

STAFF RECOMMENDATION: Approval of the proposed plat received on November 30, 2017 subject to the following condition:

1. A note shall be added indicating the private easement to Lot 1 shall exist in perpetuity.

Scott Decker seconded the motion. Roll call vote. All voted Aye and the motion carried.

Under Planner Items County Planner Steve Josephson gave a brief presentation regarding amending the Zoning Ordinance to address medical marijuana. County Planner Josephson handed out a draft medical marijuana ordinance and asked the Planning and Zoning Board for discussion and direction. General direction was for staff to continue to work on draft zoning ordinance changes and forward information to Board members as the State of North Dakota continues to draft rules.

Byron Richard moved to adjourn, Scott Decker seconded.